

ASSIGNED
NO. 62631

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office DEC 02 1996
Returned to applicant for correction _____
Corrected application filed _____
Map filed SEP 03 1993 under 58882

The applicant Loeb Enterprises Limited Liability Company, hereby make application for permission to change the the point of diversion, place of use and manner of use of a portion of water heretofore appropriated under Claim #142 of the Truckee River Decree, said Decree entered by the District Court of the United States of America in and for the District of Nevada in that certain action entitled. "The United Sates of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants" in Equity Docket #A-3

1. The source of water is Truckee River
2. The amount of water to be changed 0.3158 CFS not to exceed 25.2667 acre feet annually
3. The water to be used for municipal
4. The water heretofore permitted for as Decreed
5. The water is to be diverted at the following point See Exhibit "A" attached hereto and map supporting Application #58882 on file with the State Engineer
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16, T.19N., R.18E., M.D.B.&M. or at a point from which the Northeast corner of said Section 16 bears N.42° 01'E., a distance of 2485.0 feet. (Hogan Ditch)
7. Proposed place of use See Exhibit "B" attached hereto and map supporting Application #62141 on file with the State Engineer.
8. Existing place of use 6.317 acres located within those lands described under Claim #142 of the Truckee River Decree
9. Use will be from as Decreed to as Decreed of each year.
10. Use was permitted from as Decreed to as Decreed of each year.
11. Description of proposed works water will be diverted by existing Sierra Pacific facilities, treated and placed into Sierra's existing distribution system.
12. Estimated cost of works in excess of \$50 million
13. Estimated time required to construct works existing
14. Estimated time required to complete the application of water to beneficial use ten years

62631

15. Remarks:

By Robert E. Firth
s/Robert E. Firth
360 East Riverview Cr.
Reno, NV 89509

Compared my/cms cl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claim 142, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.316 cubic feet per second, but not to exceed 25.267 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Application of water to beneficial use shall be filed on or before:

November 12, 2007

Proof of the application of water to beneficial use shall be filed on or before:

December 12, 2007

Map in support of proof of beneficial use shall be filed on or before:

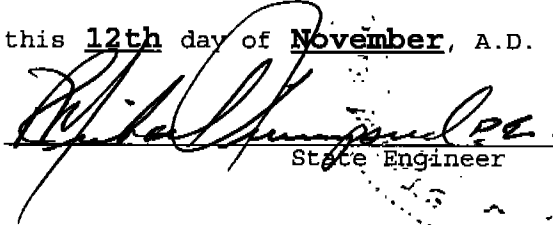
N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 12th day of November, A.D. 1997


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

EXHIBIT "A"

The following describes the multiple points of diversion for Sierra-Pacific Power Company Water Treatment Plants, which are shown on the map accompanying Application No. 58882 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):

The existing point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

HIGHLAND DITCH (HIGHLAND RESERVOIR):

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW1/4 SE1/4) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

IDLEWILD TREATMENT PLANT:

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE1/4 SE1/4) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW1/4 NE1/4) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southeast one-quarter (NE1/4 SE1/4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

ORR DITCH (CHALK BLUFF TREATMENT PLANT):

The point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.

EXHIBIT "B"
PROPOSED PLACE OF USE

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>	
ALL	1-5	18	18	M.D.B.&M.
EW	6&7	18	18	M.D.B.&M.
ALL	8-17	18	18	M.D.B.&M.
EW	18&19	18	18	M.D.B.&M.
ALL	20-29	18	18	M.D.B.&M.
EW	30&31	18	18	M.D.B.&M.
ALL	32-36	18	18	M.D.B.&M.
ALL	1-5	19	18	M.D.B.&M.
EW	6&7	19	18	M.D.B.&M.
ALL	8-17	19	18	M.D.B.&M.
EW	18&19	19	18	M.D.B.&M.
ALL	20-29	19	18	M.D.B.&M.
EW	30&31	19	18	M.D.B.&M.
ALL	32-36	19	18	M.D.B.&M.
ALL	1-5	20	18	M.D.B.&M.
EW	6&7	20	18	M.D.B.&M.
ALL	8-17	20	18	M.D.B.&M.
EW	18&19	20	18	M.D.B.&M.
ALL	20-29	20	18	M.D.B.&M.
EW	30&31	20	18	M.D.B.&M.
ALL	32-36	20	18	M.D.B.&M.
ALL	1-5	21	18	M.D.B.&M.
EW	6&7	21	18	M.D.B.&M.
ALL	8-17	21	18	M.D.B.&M.
EW	18&19	21	18	M.D.B.&M.
ALL	20-29	21	18	M.D.B.&M.
EW	30&31	21	18	M.D.B.&M.
ALL	32-36	21	18	M.D.B.&M.
ALL	1-36	18	19	M.D.B.&M.
ALL	1-36	19	19	M.D.B.&M.
ALL	1-36	20	19	M.D.B.&M.
ALL	1-36	21	19	M.D.B.&M.
ALL	2-35	18	20	M.D.B.&M.
WV	36	18	20	M.D.B.&M.
ALL	1-12	19	20	M.D.B.&M.
ALL	14-23	19	20	M.D.B.&M.
ALL	26-35	19	20	M.D.B.&M.
ALL	1-36	20	20	M.D.B.&M.
ALL	1-36	21	20	M.D.B.&M.
ALL	1-36	20	21	M.D.B.&M.
ALL	1-36	21	21	M.D.B.&M.

